

**OFFICIAL WARNING**



**VIOLATION OF FEDERAL REGULATIONS**

CASE NO.

**PA08023**

VIOLATOR

**Customer # 2300**

**Certificate # 23-A-0119( c )**

**Ervin Zimmerman**

**Ervin Zimmerman Kennels**

ADDRESS (Street, City, State, Zip Code)

**400 W Metzler Rd**

**Ephrata, PA 17522**

The Department of Agriculture has evidence that on or about **February 6, 2008 - February 26, 2008 - November 17, 2008** you or your organization committed the following violation of Federal Regulations:

**9 CFR, SECTION**

**Failure to**

**2.40 (b) (2)**

- Establish and maintain adequate veterinary care that includes the use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries, and the availability of emergency, weekend, and holiday care.

(\*\*Written program of veterinary care (PVC) has no information about intestinal parasite control.

\*\*Worm medication did not have adult and puppy dosages on the label.

\*\*PVC only documents rabies vaccinations administered.

\*\*There is no documentation for USDA tag# 6 of injuries or treatment given for a for an old bite wounds on its lower back and ears.

\*\*Nine dogs were observed with long nails.

\*\*One Pekingese in enclosure 23 had fecal material on rear end and legs.

\*\*Dog with microchip# 982009101140600 in enclosure 46 was observed holding up the right front paw. An interdigital cyst was found between the fourth and fifth digit.)

**2.40 (b) (3)**

- Establish and maintain programs of adequate veterinary care to include daily observations and frequent communication with the attending veterinarian to convey information on problems of animal health, behavior, and well-being.

(\*Male chihuahua microchip# 49602D511 in whelping room had a cloudy and bulging left eye with a circular lesion on the surface.

\*A gray poodle microchip# 496828232E was holding up its left rear leg which appear red and swollen.

\*A chihuahua has bite wounds to its back and ears with the tip of the left ear being torn and hanging.)

**9 CFR, SECTION****Failure to****2.75 (a) (1)**

- **Keep and maintain records which fully and correctly disclose information pertaining to any dog that is purchased, owned, acquired, sold, euthanized, or transported by that dealer.)**  
**(\*APHIS Form 7005 – Acquisition of Cats and Dogs on Hand does not match the inventory present at the facility.)**

Titles 7 & 9 Code of Federal Regulations were promulgated to help prevent the spread of animal and plant pests and diseases and assure the humane treatment of animals. Since violations of the regulations can have serious and costly impact detrimental to the public interest, you are warned of this violation. Any further violation of these regulations may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the listed APHIS Official.

APHIS OFFICIAL (Name and Title)

**Deputy Administrator, AC**

DATE ISSUED

OFFICE ADDRESS:

**4700 River Road, Riverdale, MD 20737****TELEPHONE NO. AC (301) 734-4980**

FOR PERSONAL SERVICE RECEIVED BY: (Name and signature)

DATE RECEIVED:

FOR CERTIFIED MAIL - RECEIPT NO:

**7011 1150 0002 0712 2655**

APHIS FORM 7060

Previous editions may be used

(JUN 91)

**PART 1 - VIOLATOR**